

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RALPH GENOVESE, TRUSTEE OF THE )  
FRANK R. GENOVESE TRUST, )  
Plaintiff )  
v. ) CIVIL ACTION NO. 05-142 ERIE  
HIGHMARK, INC., d/b/a )  
HIGHMARK BLUE CROSS BLUE )  
SHIELD, )  
Defendant )

**Order**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2005, the Defendant having filed a Motion Pursuant to Rule 12(b), it is hereby ORDERED that a brief and any materials to support the motion if treated as a Motion Pursuant to Rule 56 for Summary Judgment, shall be submitted by the Defendant on or before\_\_\_\_\_. Any responsive brief and materials shall be filed by the Plaintiff on or before \_\_\_\_\_.

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U.S.D.J.